

BOX: PATENT APPLICATION

NIT-129-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application: T. MURAMATSU et al
Serial No. 09/313,637
Filed: May 18, 1999

Group Art Unit: 1656
Examiner: J. Taylor
For: PREPARATION METHOD OF NUCLEIC
ACID SAMPLE FOR RARE EXPRESSED GENES
AND ANALYZING METHOD USING THE
PREPARED NUCLEIC ACID SAMPLES THEREBY

REQUEST FOR CONTINUATION APPLICATION
UNDER 37 C.F.R. 1.53(b)

Assistant Commissioner of Patents
Box: Patent Application
Washington, D.C. 20231

Sir:

This is a request for filing a continuation application under 37 C.F.R. 1.53(b) of pending prior application Serial No. 09/313,637, filed on May 18, 1999, entitled PREPARATION METHOD OF NUCLEIC ACID SAMPLE FOR RARE EXPRESSED GENES AND ANALYZING METHOD USING THE PREPARED NUCLEIC ACID SAMPLES THEREBY, by all of the inventors named in the prior application.

1. Enclosed is a copy of the prior application, including the Declaration as originally filed.

2. The Filing Fee is calculated below:

02/21/01
JC860 U.S. PRO

10/12/01
02/21/01
29388/09
J1046 U.S. PRO

00788352-002401

CLAIMS AS FILED IN THE PRIOR APPLICATION
LESS ANY CLAIMS CANCELED BY AMENDMENT BELOW
PLUS ANY CLAIMS ADDED BY ACCOMPANYING PRELIMINARY AMENDMENT

Basic Fee										\$ 710.00
Total Claims	6	-	20	=	0	x	18	=	\$	0.00
Independent Claims	6	-	3	=	3	x	80	=	\$	240.00
Total Filing Fee										\$ 950.00

3. A check including the amount of \$950.00 is enclosed to cover the Filing Fee.

4. Cancel claims 1-21, and add new claims 22-27 before calculating the Filing Fee. A Preliminary Amendment is being filed herewith.

5. The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment, to Deposit Account No. 50-1417. A duplicate copy of this Request is enclosed for this purpose.

6. Amend the specification by inserting, before the first line:

--This is a continuation application of U.S. Serial No. 09/313,637, filed May 18, 1999.--.

7. New drawings are enclosed, nine (9) sheets, Figs. 1-10.

8. The power of attorney is set forth in the Declaration in the prior application or an associate power of attorney is hereby granted to:

Jeffrey M. Ketchum, Registration No. 31,174
Shrinath Malur, Registration No. 34,663
John R. Mattingly, Registration No. 30,293
Daniel J. Stanger, Registration No. 32,846
Gene W. Stockman, Registration No. 21,021.

There is no change in the correspondence address.

Address all future correspondence to:

MATTINGLY, STANGER & MALUR, P.C.
104 East Hume Avenue
Alexandria, Virginia 22301
(703) 684-1120.

9. The prior application is assigned to Hitachi, Ltd.

10. Priority of the following Japanese patent
application is claimed under 35 U.S.C. § 119:

10-153651 filed May 20, 1998.

The certified priority document has been filed in the parent
application.

The undersigned hereby declares that no matter contained
in the specification, including the claims, and drawings filed
in the present continuation application would have been new
matter in the prior application Serial No. 09/313,637, as
originally filed on May 18, 1999.



John R. Mattingly
Registration No. 30,293
Attorney of Record

MATTINGLY, STANGER & MALUR
104 East Hume Avenue
Alexandria, Virginia 22301
(703) 684-1120
Date: February 21, 2001